

COPY

Docket No. 43852USA4C

OATH, POWER OF ATTORNEY, AND PETITION

Being duly sworn, We, Matthew T. Scholz, Robert A. Scherrer, Nelda M. Marecki, Yen-Lane Chen and Joan K. Barkhaus, depose and say that: (1) our respective residences, citizenships, and mailing addresses are indicated below; (2) we have reviewed and understand the contents of our patent application including the claims, as amended by any amendment specifically referred to herein, which is identified as U.S. Patent Application Serial No. 07/607,863, November 1, 1990, and we verily believe that we are the original, first, and joint inventors or discoverers of the invention or discovery in

**BIOADHESIVE COMPOSITION AND PATCH**

described and claimed therein and for which a patent is sought; (3) this application in part discloses and claims subject matter disclosed in earlier filed pending application Serial No. 07/486,554, filed February 27, 1990 which in part discloses and claims subject matter disclosed in earlier filed pending application Serial No. 07/431,664 filed November 3, 1989;

(4) we acknowledge our duty to disclose to the Patent and Trademark Office information we are aware of which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a)\*; (5) as to the subject matter of this application which is common to one or both of said earlier applications we do not know and do not believe that the same was ever known or used in the United States of America before our invention or discovery thereof or patented or described in any printed publication in any country before our invention or discovery thereof, or more than one year prior to said earlier application, or in public use or on sale in the United States of America more than one year prior to said earlier application; (6) said common subject matter has not been patented or made the subject of an inventor's certificate issued before the date of said earlier application in any country foreign to the United States of America on an application filed by us or our legal representatives or assigns more than twelve months prior to said earlier application; and (7) no application for patent or inventor's certificate on said common subject matter has been filed by us or our legal representatives or assigns in any country foreign to the United States of America;

(8) As to the subject matter of this application which is not common to any of said earlier applications, we do not know and do not believe that the same was ever known or used in the United States of America before our invention or discovery thereof or patented or described in any printed publication in any country before our invention or discovery thereof, or more than one year prior to the date of this application, or in public use or on sale in the United States of America more than one year prior to the date of this application; (9) said non-common subject matter has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by us or our legal representatives or assigns more than twelve months before the date of this application; (10) no application for patent or inventor's certificate on said non-common subject matter has been filed by us or our representatives or assigns in any country foreign to the United States of America; and (11) we acknowledge our duty to disclose to the Patent and Trademark Office material information as defined in Title 37, Code of Federal Regulations, §1.56(a)\* which occurred between the filing date of said earlier application and the date of this application.

We hereby appoint Gary L. Griswold (Reg. No. 25,396), Walter N. Kirn (Reg. No. 21,196), Roger R. Tamte (Reg. No. 21,093), Warren R. Bovee (Reg. No. 26,434), John C. Barnes (Reg. No. 20,278), and Robert W. Sprague (Reg. No. 30,497) our attorneys with full powers (including the powers of appointment, substitution, and revocation) to prosecute this application and any division, continuation, continuation-in-part, reexamination, or reissue thereof, and to transact all business in the Patent and Trademark Office connected therewith; the mailing address and the telephone number of the above-mentioned attorneys are

\*Title 37, Code of Federal Regulations, §1.56(a) is reproduced on the last page of this form  
This form may be executed only when attached to the specification (including claims) as the last page thereof.  
32-121090/24.24

Attention: Robert W. Sprague  
3M Office of Patent Counsel  
P.O. Box 33427  
St. Paul, Minnesota 55133-3427  
Telephone No. (612) 733-1500

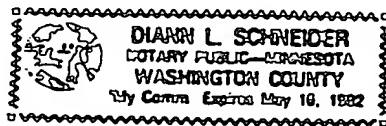
Wherefore, we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the attached specification and we hereby subscribe our names to the foregoing specification and claims, oath, power of attorney, and this petition, this 21st day of JANUARY, 1991.

Inventor: Matthew T. Scholz  
Matthew T. Scholz  
Residence: City of Woodbury, County of Washington, State of Minnesota  
Citizenship: United States of America  
Post Office: P.O. Box 33427  
Address: St. Paul, Minnesota 55133-3427

STATE OF MINNESOTA }  
COUNTY OF RAMSEY } SS.

Before me personally appeared Matthew T. Scholz, to me known to be the persons described in the above application for patent, who signed the foregoing instrument in my presence, and made oath before me to the allegations set forth therein as being under oath, on the day and year aforesaid.

(SEAL)



Diann L. Schneider

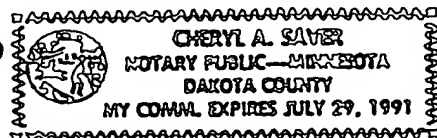
Wherefore, we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the attached specification and we hereby subscribe our names to the foregoing specification and claims, oath, power of attorney, and this petition, this 21st day of January, 1991.

Inventor: Robert A. Scherrer  
Robert A. Scherrer  
Residence: City of White Bear Lake, County of Ramsey, State of Minnesota  
Citizenship: United States of America  
Post Office: P.O. Box 33427  
Address: St. Paul, Minnesota 55133-3427

STATE OF MINNESOTA }  
COUNTY OF RAMSEY } SS.

Before me personally appeared Robert A. Scherrer, to me known to be the persons described in the above application for patent, who signed the foregoing instrument in my presence, and made oath before me to the allegations set forth therein as being under oath, on the day and year aforesaid.

(SEAL)



Cheryl A. Saver

Wherefore, we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the attached specification and we hereby subscribe our names to the foregoing specification and claims. oath, power of attorney, and this petition, this 18 day of January, 1991.

Inventor: Nelda M. Marecki  
Nelda M. Marecki  
Residence: Township of May, County of Washington, State of Minnesota  
Citizenship: United States of America  
Post Office: P.O. Box 33427  
Address: St. Paul, Minnesota 55133-3427

STATE OF MINNESOTA }  
COUNTY OF RAMSEY } SS.

Before me personally appeared Nelda M. Marecki, to me known to be the persons described in the above application for patent, who signed the foregoing instrument in my presence, and made oath before me to the allegations set forth therein as being under oath, on the day and year aforesaid.

(SEAL)



Susan M. Dacko

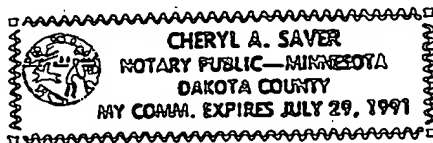
Wherefore, we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the attached specification and we hereby subscribe our names to the foregoing specification and claims. oath, power of attorney, and this petition, this 24<sup>th</sup> day of January, 1991.

Inventor: Yen-Lane Chen  
Yen-Lane Chen  
Residence: City of New Brighton, County of Ramsey, State of Minnesota  
Citizenship: Taiwan  
Post Office: P.O. Box 33427  
Address: St. Paul, Minnesota 55133-3427

STATE OF MINNESOTA }  
COUNTY OF RAMSEY } SS.

Before me personally appeared Yen-Lane Chen, to me known to be the persons described in the above application for patent, who signed the foregoing instrument in my presence, and made oath before me to the allegations set forth therein as being under oath, on the day and year aforesaid.

(SEAL)



Cheryl A. Saver

Wherefore, we that Letters Patent be granted to us for the invention or discovery described and claimed in the attached specification and we hereby subscribe our names to the foregoing specification and claims, oath, power of attorney, and this petition, this 24<sup>th</sup> day of JANUARY, 19 91.

Inventor:

Joan K. Barkhaus  
Residence: Joan K. Barkhaus  
City of Minneapolis, County of  
Hennepin, State of Minnesota  
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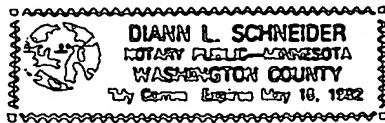
STATE OF MINNESOTA

COUNTY OF RAMSEY

} SS.

Before me personally appeared Joan K. Barkhaus, to me known to be the persons described in the above application for patent, who signed the foregoing instrument in my presence, and made oath before me to the allegations set forth therein as being under oath, on the day and year aforesaid.

(SEAL)



Diann L. Schneider

§1.56 Duty of disclosure: fraud; striking or rejection of application.

(a) A duty of candor and good faith toward the Patent and Trademark Office rests on the inventor, on each attorney or agent who prepares or prosecutes the application and on every other individual who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application. All such individuals have a duty to disclose to the Office information they are aware of which is material to the examination of the application. Such information is material where there is substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent. The duty is commensurate with the degree of involvement in the preparation or prosecution of the application.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<p>In re Application of:</p> <p>MATTHEW T. SCHOLZ, ROBERT A. SCHERRER, NELDA M. MARECKI, YEN-LANE CHEN AND JOAN K. BARKHAUS</p> <p>Serial No.: 08/510,046</p> <p>Filed: May 31, 1995</p> <p>For: BIOADHESIVE COMPOSITION AND PATCH</p> <p>Art Unit: 1502 Examiner: P. Kulkosky</p>	<p>I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on the date noted below my signature.</p> <p>_____</p> <p>Date: _____</p>
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Assistant Commissioner for Patents  
Washington, D.C. 20231

ASSOCIATE POWER OF ATTORNEY

The undersigned hereby grants Alton D. Rollins, Registration No. 34,083, Oblon, Spivak, McClelland, Maier & Neustadt, P.C., Fourth Floor, 1755 Jefferson Davis Highway, Arlington, Virginia 22202, Phone: (703) 412-6486, an Associate Power of Attorney to prosecute the above-identified application and continuations/divisionals thereof.

Respectfully submitted,

April 28, 1997  
Date

Walter N. Kim  
Walter N. Kim  
Registration No. 21,196

3M Office of Intellectual Property Counsel  
P.O. Box 33427  
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